IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.40719 of 2008

1.FAZRUL RAHMAN
Son of Sk. Bhikhari
2.KALAM AZAD,
Son of Late Sk. Ahmad
3.MAZRUL RAHMAN @ MINTO,
Son of Sk. Bhikhari
4.ANUSHAD AKHTAR,
Son of Sk. Sakeel Akhtar
All resident of Village Rakhehi,
P.S. Shikarpur, District West Champaran
-------Petitioners

Versus

STATE OF BIHAR

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2. 25.11.2008 Heard the learned counsel for the petitioners and the State.

The petitioners are apprehending their arrest in connection with Bettiah Town P.S. Case No.125 of 2008 for the alleged offences registered under section 307/34 of the Indian Penal Code.

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The allegation is that the injured after regaining conscious named these petitioners to have assaulted him. After telling this, the injured again became unconscious.

The learned counsel for the petitioners submits that the petitioners have been implicated in the case on account of land dispute between the parties as has also been alleged in the FIR. Besides the above, it is submitted that information was sought from the Hospital by the relatives of the petitioners as to under what circumstances the injured was admitted in the hospital. In reply the Superintendent of the Hospital has given information vide his letter as contained in Annexure 2, stating therein that the injured was admitted in the

hospital on account of road accident.

Considering the facts and circumstances of the case, let petitioners no.1 to 4 above named, in the event of their arrest or surrender in connection with Bettiah Town P.S. Case No.125 of 2008, within a period of four weeks from today, be enlarged on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, West Champaran, Bettiah, in connection with the aforesaid case, on the conditions mentioned in sub-section (2) of section 438 of the Code of Criminal Procedure.

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PNM **(Shailesh Kumar Sinha, J.)**